

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:08cv367

HIGH VOLTAGE BEVERAGES, LLC,)
)
Plaintiff,)
)
vs.)
)
THE COCA-COLA COMPANY,)
)
Defendant.)
_____)

VERDICT FORM

Indicate your answers to the following questions:

1. Did HVB own a valid trademark in the VOLT mark?

Answer: Yes X
No _____

If your answer to Question Number 1 is "No," please proceed to Question Number 4. If your answer to Question Number 1 is "Yes," please proceed to Question Number 2.

2. Is there a likelihood of confusion between Coke's VAULT mark and HVB's VOLT mark?

Answer: Yes _____
No X

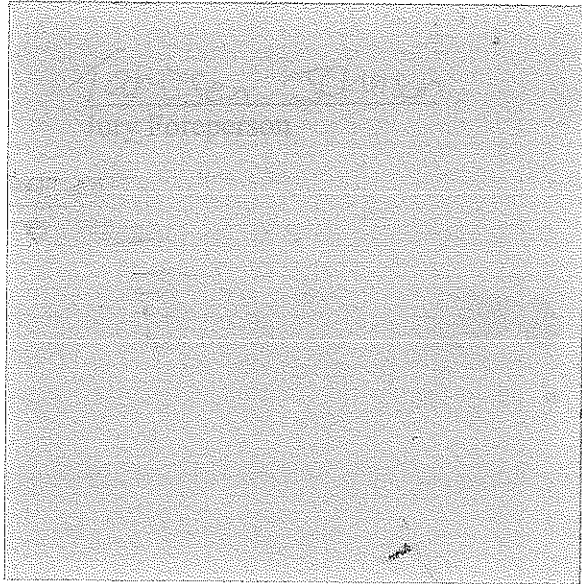
If your answer to Question Number 2 is "No," please proceed to Question Number 4. If your answer to Question Number 2 is "Yes," please proceed to Question Numbers 3 and 4.

3. Did Coke establish by a preponderance of the evidence its affirmative defense of unclean hands?

Answer: Yes _____
No _____

4. Did the Plaintiff HVB engage in champerty and maintenance?

Answer: Yes _____
No X _____



4-21-11
Date